

CLOSED, ECF, PRIOR

**U.S. District Court
Southern District of New York (Foley Square)
CRIMINAL DOCKET FOR CASE #: 1:09-cr-00433-JGK-1**

Case title: USA v. Nadel
Magistrate judge case number: 1:09-mj-00169-UA

Date Filed: 04/28/2009
Date Terminated: 12/06/2010

Assigned to: Judge John G. Koeltl

Defendant (1)

Arthur G. Nadel
TERMINATED: 12/06/2010

represented by **Barry A. Cohen**
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Pending Counts

Disposition

15:78J.F MANIPULATIVE AND
DECEPTIVE DEVICES (SECURITIES
RAUD)
(1-6)

18:1341.F FRAUDS AND SWINDLES
(MAIL FRAUD)
(7)

18:1343.F FRAUD BY WIRE, RADIO,
OR TELEVISION
(8-15)

Imprisonment: 168 months, to run
concurrently on counts 1 through 15.
Supervised Release: 3 years to run
concurrently on counts 1 through 15.

Imprisonment: 168 months, to run
concurrently on counts 1 through 15.
Supervised Release: 3 years to run
concurrently on counts 1 through 15.

Imprisonment: 168 months, to run
concurrently on counts 1 through 15.
Supervised Release: 3 years to run
concurrently on counts 1 through 15.

Highest Offense Level (Opening)

Felony

Terminated Counts

None

Disposition

Highest Offense Level (Terminated)

None

Complaints

15 U.S.C. 78j(b), 78ff; 17 C.F.R. 240.10b-
5; 18 U.S.C. 1343, 2 (MANIPULATIVE
AND DECEPTIVE DEVICES)
(REGISTRATION OF NATIONAL
SECURITIES EXCHANGE) (FRAUD BY
WIRE, RADIO, OR TELEVISION)

Disposition

Interested Party

Wells Fargo Bank, N.A.

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Plaintiff

USA

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| Date Filed | # | Docket Text |
|-------------------|-------------------|---|
| 01/21/2009 | 1 | COMPLAINT as to Arthur G. Nadel (1). In Violation of 15 U.S.C. 78j(b), 78ff; 17 C.F.R. 240.10b-5; 18 U.S.C. 1343, 2.(Signed by Magistrate Judge Henry B. Pitman) (aba) [1:09-mj-00169-UA] (Entered: 01/27/2009) |
| 01/27/2009 | 3 | ENDORSED LETTER as to Arthur G. Nadel addressed to The Honorable Kevin N. Fox from Reed M. Brodsky dated 1/27/09 re: In connection with the Complaint filed and sealed in the above-captioned case on January 21, 2009, the Government respectfully requests that the Court unseal the Complaint. The Federal Bureau of Investigation arrested the defendant Arthur G. Nadel this morning. APPLICATION GRANTED. THE COMPLAINT SHALL BE UNSEALED IMMEDIATELY. SO ORDERED. (Signed by Magistrate Judge Kevin Nathaniel Fox on 1/27/09)(aba) [1:09-mj-00169-UA] (Entered: 01/27/2009) |
| 01/27/2009 | | Arrest of Arthur G. Nadel in Middle District of Florida. (aba) [1:09-mj-00169-UA] (Entered: 02/10/2009) |
| 02/10/2009 | 4 | Rule 5(c)(3) Documents Received as to Arthur G. Nadel from the U.S.D.C. Middle District of Florida. (aba) [1:09-mj-00169-UA] (Entered: 02/10/2009) |
| 02/10/2009 | 11 | NOTICE OF ATTORNEY APPEARANCE: Barry A. Cohen appearing for Arthur G. Nadel. (aba) [1:09-mj-00169-UA] (Entered: 03/02/2009) |
| 02/11/2009 | 9 | MOTION for Barry A. Cohen, Todd Foster, and Michael L. Rubinstein to Appear Pro Hac Vice. Document filed by Arthur G. Nadel. (aba) [1:09-mj-00169-UA] (Entered: 03/02/2009) |
| 02/12/2009 | 5 | MOTION to Remand <i>Arthur G. Nadel</i> . Document filed by USA as to Arthur G. Nadel. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M)(Douvas, Maria) [1:09-mj-00169-UA] (Entered: 02/12/2009) |
| 02/17/2009 | | Minute Entry for proceedings held before Judge Denise L. Cote:Detention Hearing as to Arthur G. Nadel held on 2/17/2009. At the request of both the Government, by Assistant U.S. Attorney Reed Brodsky, and Todd Foster, counsel for the defendant, the continuation of the detention hearing previously scheduled for February 19, 2009 is adjourned to February 25, 2009 at 10 a.m. (aba) Modified on 3/2/2009 (aba). [1:09-mj-00169-UA] (Entered: 03/02/2009) |
| 02/18/2009 | 12 | PETITION FOR REVIEW OF DETENTION ORDER by Arthur G. Nadel. (aba) [1:09-mj-00169-UA] (Entered: 03/02/2009) |
| 02/24/2009 | 6 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on February 13, 2009 before Judge Denise L. Cote. (mro) [1:09-mj-00169-UA] (Entered: 02/26/2009) |
| 02/24/2009 | 10 | ORDER granting 9 Motion for Barry A. Cohen, Todd Foster and Michael L. Rubinstein to Appear Pro Hac Vice as to Arthur G. Nadel (1). (Signed by Magistrate |

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| | | Judge Douglas F. Eaton on 2/24/09) (aba) [1:09-mj-00169-UA] (Entered: 03/02/2009) |
| 02/25/2009 | | Minute Entry for proceedings held before Judge Denise L. Cote:Detention Hearing as to Arthur G. Nadel held on 2/25/2009. Defendant present with attorney Todd Foster.Assistant U.S. Attorney Maria Douvas. Paralegal Adeline Lo present.Court reporter present.The parties advises the Court that they were unable to reach agreement on bail. Additional argument heard by the Court. For the reasons set forth on the record, the Court imposes bail as follows:\$5 million bond. Confessions of judgment or execution of forfeiture agreements with respect to all property the defendant owns or co-owns with others. This would include his home and business property. The confessions of judgment and forfeiture agreements shall be co-signed by every co-owner. The bond should be secured by \$1 million in cash and co-signed by 4 financially response people who have a close enough personal relationship to the defendant that they can exercise moral suasion over him and who have substantial personal assets that are not going to be subject to forfeiture in this litigation so that they stand to lose substantial sums of money should the defendant flee. The defendant shall cooperate with the Government to identify where each of the withdrawals went to for the period since 10/1/08. The defendant shall cooperate with the receiver and the SEC to trace all of the financial transactions, to uncover any assets and recover any assets. Surrender of travel documents. Bail limits confined to the district in FL where he lives, the SD of NY and travel in between. Prior approval for all travel by the U.S. Attorneys Office, and that would include any trip leaving the house. Electronic monitoring is imposed and no internet access. The defendant shall be released upon meeting the conditions of bail. Defts submissions on the issue of irrevocable waiver of extradition shall be due 2/27, Govts response due March 3. (aba) [1:09-mj-00169-UA] (Entered: 03/12/2009) |
| 02/26/2009 | 7 | AFFIRMATION of Reed M. Brodsky in Support by USA requesting a 30-day continuance from 2/27/09 to 3/30/09 as to Arthur G. Nadel (aba) [1:09-mj-00169-UA] (Entered: 03/02/2009) |
| 02/26/2009 | 8 | ORDER TO CONTINUE IN THE INTEREST OF JUSTICE as to Arthur G. Nadel. Time excluded from 2/26/09 until 3/30/09. (Signed by Magistrate Judge Douglas F. Eaton on 2/26/09)(aba) [1:09-mj-00169-UA] (Entered: 03/02/2009) |
| 03/03/2009 | 13 | GOVERNMENT'S MEMORANDUM OF LAW IN RESPONSE TO DEFENDANT'S MOTION FOR ACCEPTANCE OF AN IRREVOCABLE WAIVER OF EXTRADITION. (dif) Modified on 3/10/2009 (ja). [1:09-mj-00169-UA] (Entered: 03/05/2009) |
| 03/12/2009 | 14 | MEMORANDUM OF LAW in Support by Arthur G. Nadel. (aba) [1:09-mj-00169-UA] (Entered: 03/12/2009) |
| 03/12/2009 | 15 | ORDER as to Arthur G. Nadel. The defendant requested an opportunity to show that an irrevocable consent to extradition signed by the defendant could provide support for the defendant's release on bail. Having reviewed the parties' submissions, it is hereby ORDERED that the defendant has failed to show that such consent would be enforceable if defendant fled the country. SO ORDERED. (Signed by Judge Denise L. Cote on 3/6/09)(aba) [1:09-mj-00169-UA] (Entered: 03/13/2009) |
| 03/12/2009 | 16 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on 2/25/09 at 9:30 a.m. before Judge Denise L. Cote. (aba) [1:09-mj-00169-UA] (Entered: 03/27/2009) |
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| 03/30/2009 | 17 | AFFIRMATION of Reed M. Brodsky in Support by USA requesting a 30-day continuance from 3/30/09 to 4/29/09 as to Arthur G. Nadel (aba) [1:09-mj-00169-UA] (Entered: 03/31/2009) |
| 03/30/2009 | | ORDER TO CONTINUE IN THE INTEREST OF JUSTICE as to Arthur G. Nadel re: 8 Order to Continue - Interest of Justice. Time excluded from 3/30/09 until 4/29/09. Follows oral order of 3/30/09. (Signed by Magistrate Judge Michael H. Dolinger on 3/30/09)(aba) [1:09-mj-00169-UA] (Entered: 03/31/2009) |
| 04/15/2009 | | Minute Entry for proceedings held before Magistrate Judge Kevin Nathaniel Fox:Substitution of Counsel Hearing as to Arthur G. Nadel held on 4/15/2009. Barry Cohen, Esq and Henry Mazurek, Esq. Released from the Obligation to Represent Arthur G. Nadel. Mark Gombiner, Esq, Assigned to Represent Arthur Nadel. (dif) [1:09-mj-00169-UA] (Entered: 04/15/2009) |
| 04/28/2009 | 18 | INDICTMENT FILED as to Arthur G. Nadel (1) count(s) 1-6, 7, 8-15. (jm) (Entered: 05/04/2009) |
| 04/28/2009 | | Case Designated ECF as to Arthur G. Nadel. (jm) (Entered: 05/04/2009) |
| 05/15/2009 | 19 | SPEEDY TRIAL ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT as to Arthur G. Nadel. The dft may make a submission requesting modification of the dft's bail conditions by 5/15/09. The Gov't should respond by 5/22/09. A bail hearing is scheduled for 6/4/09 at 3 p.m. Another conference is scheduled for 6/25/09 at 4:30 p.m. Because an adjournment is needed to assure the effective assistance of counsel, to allow the Gov't to produce discovery to the dft, and to allow counsel for dft to review discovery and to decide what motions, if any to bring, the Court prospectively excludes the time from today, 4/30/09, until 6/25/09 from Speedy Trial Act calculations. (Responses due by 5/22/2009, Bail Hearing set for 6/4/2009 at 03:00 PM before Judge John G. Koeltl, Pretrial Conference set for 6/25/2009 at 04:30 PM before Judge John G. Koeltl.). (Signed by Judge John G. Koeltl on 4/30/09)(ja) (Entered: 05/18/2009) |
| 05/20/2009 | 20 | ENDORSED LETTER: As to Arthur G. Nadel addressed to Judge John G. Koeltl from Mark B. Gombiner dated 5/13/2009. re: With the consent of the government, we request that the bail modification hearing for Mr. Nadel, presently scheduled for June 4,2009, be adjourned until June 1,2009 and that the time for Mr. Nadel to file a written submission in support of the application also be extended for one week from May 15,2009 until May 22,2009. The government's response would be due on May 29, 2009. ENDORSEMENT: Application Granted. Hearing adjourned to June 16, 2009 at 4:00 p.m. So Ordered. (Signed by Judge John G. Koeltl on 5/20/2009)(dnd) (Entered: 05/20/2009) |
| 05/22/2009 | 21 | MOTION for Bond. Document filed by Arthur G. Nadel. Return Date set for 6/16/2009 at 04:00 PM. (Gombiner, Mark) (Entered: 05/22/2009) |
| 05/22/2009 | 22 | MEMORANDUM in Support by Arthur G. Nadel re 21 MOTION for Bond.. (Attachments: # 1 Exhibit Receiver's Report, # 2 Affidavit Arthur Nadel Affirmation, # 3 Exhibit Nadel Medical Records, # 4 Exhibit government discovery letter) (Gombiner, Mark) (Entered: 05/22/2009) |
| 05/22/2009 | 23 | TRANSCRIPT of Proceedings (Arrest) as to Arthur G. Nadel held on April 30, 2009 12:25 p.m. before Judge John G. Koeltl. (bw) (Entered: 05/27/2009) |

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| 05/30/2009 | 24 | MEMORANDUM in Opposition by USA as to Arthur G. Nadel re 21 MOTION for Bond.. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F, # 7 Exhibit G, # 8 Exhibit H, # 9 Exhibit I, # 10 Exhibit J, # 11 Exhibit K, # 12 Exhibit L, # 13 Exhibit M, # 14 Exhibit N)(Douvas, Maria) (Entered: 05/30/2009) |
| 06/12/2009 | 25 | REPLY MEMORANDUM OF LAW in Support as to Arthur G. Nadel re: 21 MOTION for Bond.. (Attachments: # 1 Exhibit Receiver's Second Interim Report, # 2 Exhibit Investor letter, # 3 Exhibit Criminal Complaint)(Gombiner, Mark) (Entered: 06/12/2009) |
| 06/16/2009 | | Minute Entry for proceedings held before Judge John G. Koeltl:Initial Appearance as to Arthur G. Nadel held on 6/16/2009. (jw) (Entered: 06/22/2009) |
| 06/16/2009 | | Minute Entry for proceedings held before Judge John G. Koeltl:Bond Hearing as to Arthur G. Nadel held on 6/16/2009 as to Arthur G. Nadel(Bond Hearing set for 6/25/2009 at 04:30 PM before Judge John G. Koeltl.) Government present by Maria Douvas, AUSA. Deft Nadel, present with atty Marc Gombiner. Continued to 6/25/09 at 4:30pm, time excluded deft continued remanded. (jw) (Entered: 06/22/2009) |
| 06/23/2009 | 26 | ORDER as to Arthur G. Nadel. The Court has received the attached letter which it forwards to the parties. The address and fax line are redacted. So Ordered. (Signed by Judge John G. Koeltl on 6/22/09)(bw) (Entered: 06/23/2009) |
| 06/25/2009 | 27 | SEALED DOCUMENT placed in vault. (jri) (Entered: 06/25/2009) |
| 06/25/2009 | 28 | ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT: As to Arthur G. Nadel. The conference presently scheduled for June 25, 2009 is adjourned to July 9, 2009 at 4:30 p.m. The court prospectively excludes the time from today, June 24, 2009, until July 9, 2009 from Speedy Trial Act calculations. The Court finds that the ends of justice served by granting the continuance outweigh the best interest of the defendant and the public in a speedy trial. This Order is entered pursuant to 18 U.S.C. § 3161(h)(7)(A). SO ORDERED. (Signed by Judge John G. Koeltl on 6/24/2009) (dnd) (Entered: 06/25/2009) |
| 07/07/2009 | 29 | REPLY TO RESPONSE to Motion by Arthur G. Nadel re 21 MOTION for Bond.. (Gombiner, Mark) (Entered: 07/07/2009) |
| 07/09/2009 | 30 | ORDER as to Arthur G. Nadel. The Court requests that a representative of the receiver be present for the bail hearing scheduled for July 9, 2009 at 4:30p.m. The Court asks the Government to inform the receiver of this Order. (Signed by Judge John G. Koeltl on 7/8/2009) (jar) (Entered: 07/09/2009) |
| 07/10/2009 | 31 | SPEEDY TRIAL ORDER: A conference is scheduled for August 19, 2009 at 4:30 p.m. The Court prospectively excludes the time from today, July 9, 2009, until August 19, 2009 from Speedy Trial Act calculations. The Court finds that the ends of justice served by granting the continuance outweigh the best interest of the defendant and the public in a speedy trial. This Order is entered pursuant to 18 U.S.C. § 3161(h)(7)(A). (Signed by Judge John G. Koeltl on 7/9/2009)(jar) (Entered: 07/10/2009) |
| 07/10/2009 | 32 | ORDER: The conditions of the defendant's bail are adjusted as set forth on the record at the conference in this matter on July 9, 2009. This Order is stayed until July 16, 2009 in order to allow the Government to determine whether it wishes to appeal the |

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| | | Court's adjustment of the conditions of the defendant's bail. (Signed by Judge John G. Koeltl on 7/10/2009)(jar) (Entered: 07/10/2009) |
| 07/20/2009 | 33 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on July 9, 2009 at 4:43 pm before Judge John G. Koeltl. (eef) (Entered: 07/21/2009) |
| 08/06/2009 | 34 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on 6/16/09 before Judge John G. Koeltl. (ldi) (Entered: 08/13/2009) |
| 08/20/2009 | 35 | ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT. As to Arthur G. Nadel. A conference is scheduled for September 25, 2009 at 4:30 p.m. The Court prospectively excludes the time from today, August 19, 2009, until September 25, 2009 from Speedy Trial Act calculations. The Court finds that the ends of justice served by granting the continuance outweigh the best interest of the defendant and the public in a speedy trial. This Order is entered pursuant to 18 U.S.C. § 3161(h) (7) (A). SO ORDERED. (Signed by Judge John G. Koeltl on 8/19/2009)(dnd) (Entered: 08/20/2009) |
| 08/27/2009 | 37 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on 8/19/09 before Judge John G. Koeltl. (ama) (Entered: 09/23/2009) |
| 09/09/2009 | 36 | ORDER as to Arthur G. Nadel. The Court has received the letter from Mr. Wiand, the Receiver, dated September 2, 2009. The Court notes that the Receiver argues that the production of the records would violate the order under which he was appointed, although the Receiver is prepared to produce the documents provided that the cost of duplication is borne by the parties in the criminal case pending in this Court. The parties should attempt to resolve the matter by a mutually agreeable method of paying for the duplication of the documents. If the issue is not resolved, the Court is prepared to listen to all of the parties including the Receiver and the SEC at the next conference scheduled in this matter on September 25, 2009 at 4:30 p.m. The Receiver and the SEC can appear by telephone. So Ordered. (Signed by Judge John G. Koeltl on 9/9/09) (bw) (Entered: 09/09/2009) |
| 09/24/2009 | 38 | FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT (LETTER) - MOTION to Modify Conditions of Release. Document filed by Arthur G. Nadel. Return Date set for 9/25/2009 at 04:00 PM. (Attachments: # 1 Exhibit transcript excerpt, # 2 Exhibit Nadel letter to Receiver, # 3 Exhibit Order from Middle Dist. of Florida, # 4 Exhibit Letter from Receiver)(Gombiner, Mark) Modified on 9/25/2009 (jar). (Entered: 09/24/2009) |
| 09/24/2009 | | ***NOTE TO ATTORNEY THAT THE ATTEMPTED FILING OF Document No. 38 as to Defendant(s) Arthur G. Nadel: HAS BEEN REJECTED. Note to Attorney Mark Gombiner : Other than letters filed under a cover marked Sentencing Memorandum, THE CLERK'S OFFICE DOES NOT ACCEPT LETTERS FOR FILING either through ECF or otherwise, except where the judge has ordered that a particular letter be docketed. Letters may be sent directly to a judge. (jar) (Entered: 09/25/2009) |
| 09/25/2009 | | Minute Entry for proceedings held before Judge John G. Koeltl: Pretrial Conference as to Arthur G. Nadel held on 9/25/2009. Deft present w/atty Mark Gombiner. AUSA Reed Brodsky. Reporter Jerry Harrison. Pretrial conference. Adjourned to 10/16/2009 at 11:30am. Time excluded from 9/25/2009 to 10/16/2009. Deft continued detained in lieu of bail. (bw) (Entered: 09/28/2009) |

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| 09/25/2009 | | ORAL ORDER as to Arthur G. Nadel. Time excluded from 9/25/09 until 10/16/09. Pretrial Conference set for 10/16/2009 at 11:30 AM before Judge John G. Koeltl.(bw) (Entered: 09/28/2009) |
| 09/28/2009 | 39 | ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT: As to Arthur G. Nadel. A conference is scheduled for October 16, 2009 at 11:30 am. The Court prospectively excludes the time from today, September 25, 2009, until October 16, 2009 from Speedy Trial Act calculations. The Court finds that the ends of justice served by granting the continuance outweigh the best interest of the defendant and the public in a speedy trial. This Order is entered pursuant to 18 U.S.C. § 3161(h) (8) (A). SO ORDERED. (Signed by Judge John G. Koeltl on 9/25/2009)(dnd) (Entered: 09/28/2009) |
| 10/07/2009 | 40 | ENDORSED LETTER as to Arthur G. Nadel addressed to Judge John G. Koeltl from Carol C. Wilkes dated 9/17/2009. re: As a victim of Arthur Nadel's "Ponzi", I am thoroughly disgusted with him and his efforts to keep his acquisitions and money and his wish to be free... ENDORSEMENT: This letter should be filed. SO ORDERED. (Signed by Judge John G. Koeltl on 10/7/2009)(dnd) (Entered: 10/07/2009) |
| 10/08/2009 | 41 | SEALED DOCUMENT placed in vault. (nm) (Entered: 10/08/2009) |
| 10/13/2009 | 42 | ENDORSED LETTER as to Arthur G. Nadel addressed to Judge Koeltl from AUSA Reed Brodsky/Maria Douvas dated 10/8/09 re: the Government requests an additional week until October 16, 2009 to respond to Nadel's October 2 supplemental letter requesting a modification to the bail conditions, and to postpone the next conference from October 16 to anytime on October 23. ENDORSEMENT: Application granted. So Ordered. (Signed by Judge Kevin Thomas Duffy on 10/9/09)(bw) (Entered: 10/13/2009) |
| 10/13/2009 | | Terminate Deadlines and Hearings as to Arthur G. Nadel: Terminated Pretrial Conference set for October 16, 2009 at 11:30 am before Judge John G. Koeltl.. (bw) (Entered: 10/13/2009) |
| 10/14/2009 | 43 | ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT: As to Arthur G. Nadel. The parties are directed to appear for a conference on Friday, October 23, 2009 at 12:00pm before the Honorable John G. Koeltl. The Court prospectively excludes the time from today until October 23, 2009 in calculating the speedy trial date under 18 U.S.C. 3161 in order to assure effective assistance of counsel and because the ends of justice served by such a continuance outweigh the best interest of the public and the defendant in a speedy trial pursuant to 18 U.S.C. § 3161(h)(7)(A). SO ORDERED. (Signed by Judge John G. Koeltl on 10/13/2009)(dnd) (Entered: 10/14/2009) |
| 10/16/2009 | 45 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on 9/25/09 before Judge John G. Koeltl. (ldi) (Entered: 10/19/2009) |
| 10/17/2009 | 44 | RESPONSE to Motion by USA as to Arthur G. Nadel re 38 MOTION to Modify Conditions of Release.. (Brodsky, Reed) (Entered: 10/17/2009) |
| 10/26/2009 | 46 | ORDER EXCLUDING TIME UNDER THE SPEEDY TRIAL ACT: As to Arthur G. Nadel. For the reasons stated on the record at today's hearing, the defendant's application for modification of his conditions of release is denied. Another conference is scheduled for November 13, 2009 at 4:00pm. The Court excludes the time from today, October 23, 2009, until November 13, 2009 from Speedy Trial Act calculations. |

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| | | This Order is entered pursuant to 18 U.S.C. § 3161(h) (7) (A).SO ORDERED. (Signed by Judge John G. Koeltl on 10/23/2009)(dnd) (Entered: 10/26/2009) |
| 10/28/2009 | 47 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on 9/25/09 before Judge John G. Koeltl. (ldi) (Entered: 11/02/2009) |
| 11/10/2009 | 48 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on 10/23/2009 at 12:34 p.m. before Judge John G. Koeltl. (mbe) (Entered: 11/13/2009) |
| 11/13/2009 | 49 | SPEEDY TRIAL ORDER as to Arthur G. Nadel. The parties are directed to appear for a conference on Friday, December 11, 2009 at 10:00am before the Honorable John G. Koeltl. The Court prospectively excludes the time from today until December 11, 2009 in calculating the speedy trial date under 18 U.S.C. 3161. (Signed by Judge John G. Koeltl on 11/12/09)(bw) (Entered: 11/13/2009) |
| 12/08/2009 | 50 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on 10/23/09 before Judge John G. Koeltl. (djc) (Entered: 12/09/2009) |
| 12/11/2009 | | Minute Entry for proceedings held before Judge John G. Koeltl:Pretrial Conference as to Arthur G. Nadel held on 12/11/2009 as to Arthur G. Nadel(Pretrial Conference set for 4/20/2010 at 04:30 PM before Judge John G. Koeltl.) Deft pres w/atty Mark Gombiner. AUSA Reed Brodsky. Reporter Vincent Bologna. Pretrial conference. Hearing on motions 3/26/2010 at 2:30pm. Final pretrial conference 4/20/2010 at 4:30pm. Trial date 4/26/2010. Time excluded from 12/11/2009 to 4/26/2010. Deft contd detained. (jw) (Entered: 12/11/2009) |
| 12/15/2009 | 51 | ORDER: As to Arthur G. Nadel. As stated on the record at the conference on December 11, 2009, motions are due by January 22, 2010. Responses are due by February 12, 2010. Replies, if any, are due by February 26, 2010. A hearing on the motions is scheduled for March 26, 2010, at 2:30 p.m. The Government's notice of its intention to offer any Rule 404(b) evidence is due by March 26, 2010. Requests to charge and proposed voir dire are due by April 7, 2010. Replies are due by April 9, 2010. Motions in limine are due by April 9, 2010. Responses are due by April 14, 2010. Replies, if any, are due by April 16, 2010. The final pre-trial conference is scheduled for April 20, 2010 at 4:30 p.m. Trial is scheduled to begin on April 26, 2010 at 9:00 a.m. In order to assure the effective assistance of counsel, because of the complexity of this case and the volume of discovery, and to allow the defendant to make motions and the Court to decide them, at the conference on December 11, 2009, the Court prospectively excluded the time from December 11, 2009, until April 26, 2010, from Speedy Trial Act calculations, and now confirms that exclusion. The Court finds that the ends of justice served by granting the continuance outweigh the best interest of the defendant and the public in a speedy trial. This Order is entered pursuant to 18 U.S.C. § 3161(h) (7) (A). The time between the making of motions and the Court's decision on the motions would be excludable independently under 18 U.S.C. § 3161 (h) (1) (D). SO ORDERED. (Signed by Judge John G. Koeltl on 12/14/2009)(dnd) (Entered: 12/15/2009) |
| 12/17/2009 | 52 | ENDORSED LETTER as to Arthur G. Nadel addressed to Judge Koeltl from AUSAs Reed Brodsky / Maria Douvas dated 12/15/09 re: the Government requests that the Court reschedule the hearing on the defendant's pretrial motions from March 26, 2009 to any of the following dates: March 11, 12, 18, or 19. ENDORSEMENT: Hearing will be held on Friday, March 12, 2010 at 2:30 p.m. So Ordered. (Signed by Judge |

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| | | John G. Koeltl on 12/17/09)(bw) (Entered: 12/17/2009) |
| 01/19/2010 | 53 | ENDORSED LETTER as to Arthur G. Nadel addressed to Judge John G. Koeltl from Attorneys Mark B. Gombiner, Colleen P. Cassidy, dated January 15, 2010 re: We propose the following schedule - Defense motions to be filed on February 5, Government's response to be filed on February 26, Defense reply to be filed on March 12. ENDORSEMENT: Application Granted. So Ordered. (Signed by Judge John G. Koeltl on 1/19/2010)(bw) (Entered: 01/19/2010) |
| 01/26/2010 | 54 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on December 11, 2009 at 10:15 am before Judge John G. Koeltl. (eef) (Entered: 01/29/2010) |
| 01/26/2010 | 55 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on December 11, 2009 at 10:15 am before Judge John G. Koeltl. (eef) (Entered: 02/01/2010) |
| 02/04/2010 | 56 | ENDORSED LETTER as to Arthur G. Nadel addressed to Judge Koeltl from Attorney Mark B. Gombiner dated February 2, 2010 re: The parties jointly request that the motions schedule for this matter be continued sine die. ENDORSEMENT: The current motion schedule is adjourned. The parties should advise the Court of the status of this case by 2/16/10. So Ordered. (Signed by Judge John G. Koeltl on 2/3/2010)(bw) (Entered: 02/04/2010) |
| 02/24/2010 | | Minute Entry for proceedings held before Judge John G. Koeltl: Change of Plea Hearing as to Arthur G. Nadel held on 2/24/2010. Defendant present w/atty Mark Gombiner. AUSA Reed Brodsky. Reporter present. Defendant changes plea of not guilty and pleads guilty to all 15 counts of indictment. Sentence date 6/11/2010 at 10:00am. PSI ordered. Defendant continued detained. (bw) (Entered: 04/23/2010) |
| 02/24/2010 | | Change of Not Guilty Plea to Guilty Plea as to Arthur G. Nadel (1) Count 1-6,7,8-15. (bw) (Entered: 04/23/2010) |
| 02/24/2010 | | Minute Entry for proceedings held before Judge John G. Koeltl: Plea entered by Arthur G. Nadel (1) Guilty as to Count 1-6,7,8-15. (bw) (Entered: 04/23/2010) |
| 02/24/2010 | | Order of Referral to Probation for Presentence Investigation and Report as to Arthur G. Nadel. (bw) (Entered: 04/23/2010) |
| 02/24/2010 | | ORAL ORDER as to Arthur G. Nadel. Sentencing set for 6/11/2010 at 10:00 AM before Judge John G. Koeltl. (bw) (Entered: 04/23/2010) |
| 02/25/2010 | 57 | ORDER: As to Arthur G. Nadel, As stated on the record at today's hearing, sentencing is scheduled for June 11, 2010 at 10:00 a.m. For the reasons stated on the record, the defendant's bail is revoked and the defendant is ordered to be detained pending sentencing. The Court recommends that the defendant remain at the Metropolitan Correctional Center. SO ORDERED. (Signed by Judge John G. Koeltl on 2/24/2010) (dnd) (Entered: 02/25/2010) |
| 03/01/2010 | 58 | TRANSCRIPT of Proceedings as to Arthur G. Nadel held on February 24, 2010 before Judge John G. Koeltl. (djc) (Entered: 03/05/2010) |
| 05/25/2010 | 59 | ORDER: As to Arthur G. Nadel. The defendant shall make any sentencing submissions by September 3, 2010. The Government shall file any responses by September 9, 2010. Sentencing is adjourned to Friday, September 17, 2010 at 3:30pm. SO ORDERED. (Signed by Judge John G. Koeltl on 5/25/2010)(dnd) (Entered: 05/25/2010) |

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| 05/25/2010 | | ***DELETED DOCUMENT. Deleted document number 60 Speedy Trial Order, as to Arthur G. Nadel. The document was incorrectly filed in this case. (dnd) (Entered: 05/26/2010) |
| 06/08/2010 | 60 | SEALED DOCUMENT placed in vault. (nm) (Entered: 06/08/2010) |
| 06/14/2010 | 61 | SEALED DOCUMENT placed in vault. (nm) (Entered: 06/14/2010) |
| 07/22/2010 | 62 | SENTENCING MEMORANDUM by USA as to Arthur G. Nadel. (Attachments: # 1 Exhibit 11 to 22, # 2 Exhibit 23 to 29, # 3 Exhibit 30 to 32, # 4 Exhibit 33 to 44, # 5 Exhibit 45 to 59, # 6 Exhibit 60 to 66, # 7 Exhibit 67 to 79)(Brodsky, Reed) (Entered: 07/22/2010) |
| 08/30/2010 | 63 | ORDER as to Arthur G. Nadel: The defendant shall make any sentencing submissions by 9/24/2010. The Government shall submit any responses by 9/30/2010. Sentencing in this matter is scheduled for 10/8/2010 at 02:30 PM before Judge John G. Koeltl. SO ORDERED. (Signed by Judge John G. Koeltl on 8/27/2010)(ab) (Entered: 08/30/2010) |
| 09/24/2010 | 65 | SENTENCING MEMORANDUM by Arthur G. Nadel, dated September 24, 2010. (bw) (Entered: 09/27/2010) |
| 09/27/2010 | 64 | SENTENCING MEMORANDUM by Arthur G. Nadel. (Gombiner, Mark) (Entered: 09/27/2010) |
| 09/27/2010 | 66 | ENDORSED LETTER as to Arthur G. Nadel addressed to Judge Koeltl from Colleen P. Cassidy dated 9/27/2010 re: Therefore, we request permission to file the exhibits to the Defendant's Sentencing memorandum in paper...ENDORSEMENT...Application Granted. SO ORDERED. (Signed by Judge John G. Koeltl on 9/27/2010)(jw) (Entered: 09/27/2010) |
| 10/04/2010 | 67 | ORDER as to Arthur G. Nadel. Sentence in this matter is adjourned to Thursday, October 14, 2010 at 2:30 p.m. So Ordered. (Signed by Judge John G. Koeltl on 10/1/2010)(bw) (Entered: 10/04/2010) |
| 10/08/2010 | 68 | SENTENCING MEMORANDUM by Arthur G. Nadel. (Gombiner, Mark) (Entered: 10/08/2010) |
| 10/12/2010 | 69 | ORDER as to Arthur G. Nadel. Other than victim impact statements, the Court does not appear to have any submission by the Gov't in connection with sentencing. The Gov't should submit any sentencing memorandum by 10/13/2010, and, in particular, its submission with respect to whether the Court should impose a four-level enhancement under the Guidelines for an investment advisor. SO ORDERED. (Brief due by 10/13/2010.) (Signed by Judge John G. Koeltl on 10/11/2010)(ja) (Entered: 10/12/2010) |
| 10/13/2010 | 70 | ORDER: As to Arthur G. Nadel. Sentencing in this matter is hereby adjourned until Thursday, October 21, 2010 at 4:30pm. SO ORDERED. (Signed by Judge John G. Koeltl on 10/12/2010)(dnd) (Entered: 10/13/2010) |
| 10/13/2010 | 71 | SENTENCING MEMORANDUM by USA as to Arthur G. Nadel. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C, # 4 Exhibit D, # 5 Exhibit E, # 6 Exhibit F) |

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| | | (Brodsky, Reed) (Entered: 10/13/2010) |
| 10/13/2010 | 72 | SENTENCING MEMORANDUM by USA as to Arthur G. Nadel. (Attachments: # 1 Exhibit 80, # 2 Exhibit 81, # 3 Exhibit 82, # 4 Exhibit 83, # 5 Exhibit 84, # 6 Exhibit 85, # 7 Exhibit 86, # 8 Exhibit 87, # 9 Exhibit 88, # 10 Exhibit 89, # 11 Exhibit 90, # 12 Exhibit 91, # 13 Exhibit 92, # 14 Exhibit 93, # 15 Exhibit 94, # 16 Exhibit 95, # 17 Exhibit 96)(Brodsky, Reed) (Entered: 10/13/2010) |
| 10/15/2010 | 73 | SENTENCING MEMORANDUM by Arthur G. Nadel. (Gombiner, Mark) (Entered: 10/15/2010) |
| 10/19/2010 | 74 | FILING ERROR - WRONG DOCUMENT TYPE SELECTED FROM MENU - SENTENCING MEMORANDUM by USA as to Arthur G. Nadel(RESPONSE). (Brodsky, Reed) Modified on 10/20/2010 (KA). (Entered: 10/19/2010) |
| 10/20/2010 | | NOTE TO ATTORNEY TO RE-FILE DOCUMENT - DOCUMENT TYPE ERROR. Note to Attorney Reed Michael Brodsky as to Arthur G. Nadel: to RE-FILE Document 74 Sentencing Memorandum. Use the document type Response(non-motion) found under the document list Other Documents. (KA) (Entered: 10/20/2010) |
| 10/20/2010 | 75 | RESPONSE by USA as to Arthur G. Nadel re: 73 Sentencing Memorandum filed by Arthur G. Nadel. (Brodsky, Reed) (Entered: 10/20/2010) |
| 10/20/2010 | 76 | FILING ERROR - ELECTRONIC FILING FOR NON-ECF DOCUMENT - SENTENCING MEMORANDUM by USA as to Arthur G. Nadel(GOVERNMENT'S SUPPLEMENTAL SUBMISSION OF REDACTED VICTIM IMPACT STATEMENTS). (Attachments: # 1 Exhibit 97, # 2 Exhibit 98, # 3 Exhibit 99) (Brodsky, Reed) Modified on 10/21/2010 (KA). (Entered: 10/20/2010) |
| 10/21/2010 | | ***NOTE TO ATTORNEY TO RE-FILE DOCUMENT - NON-ECF DOCUMENT ERROR. Note to Attorney Reed Michael Brodsky as to Arthur G. Nadel: to MANUALLY RE-FILE Document, Document No. 76 Supplemental Submission of Redacted Victim Impact Statements. This document is not filed via ECF. (KA) (Entered: 10/21/2010) |
| 10/21/2010 | | Minute Entry for proceedings held before Judge John G. Koeltl: Sentencing held on 10/21/2010 for Arthur G. Nadel (1) Count 1-6,7,8-15. (dnd) (Entered: 12/06/2010) |
| 11/22/2010 | 77 | ORDER as to Arthur G. Nadel. The Government shall provide a list of victims, with redacted addresses, by Monday, November 29, 2010. SO ORDERED. (Signed by Judge John G. Koeltl on 11/19/10)(jw) (Entered: 11/22/2010) |
| 12/02/2010 | 78 | PRELIMINARY ORDER OF FORFEITURE/FINAL ORDER OF FORFEITURE AS TO DEFENDANT'S INTEREST IN SPECIFIC PROPERTY as to Arthur G. Nadel. On or about April 28, 2009, ARTHUR NADEL, (the "defendant"), was charged in a fifteen-count Indictment 09 Cr. 433 (JGK) (the "Indictment"), with, securities fraud,...., the Indictment includes forfeiture allegations.... that constitutes or is derived from proceeds traceable to the commission of the fraud offenses.... a) A sum of money equal to \$162,000,000 in U.S. currency, representing the amount of proceeds obtained as a result of the fraud offenses alleged in Counts One through Fifteen of the Indictment.... NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED THAT: 1) As a result of the offenses charged in Counts One through fifteen of the Indictment, to which the defendant entered a guilty plea, a Money |

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| | | Judgment in the amount of \$162,000,000 shall be entered against the defendant, as such sum represents property, real and personal, derived from the offense charged in Counts One through Fifteen of the Indictment.... SO ORDERED. (Signed by Judge John G. Koeltl on 10/21/2010) The Clerks Office Has Mailed Copies. (ja) (Entered: 12/02/2010) |
| 12/03/2010 | 79 | ORDER: As to Arthur G. Nadel. The Bureau of Prisons is requested to designate Arthur Nadel to a correctional facility as soon as possible, in view of his age and medical condition. The government is requested to convey this Order to the Bureau of Prisons and U.S.Marshal. SO ORDERED. (Signed by Judge John G. Koeltl on 12/2/2010)(dnd) (Entered: 12/03/2010) |
| 12/03/2010 | 80 | ORDER: As to Arthur G. Nadel. Given the age and physical condition of the defendant, Arthur Nadel, the United States Marshals Service is requested to transfer the defendant by air to his designated correctional facility. The Government is requested to convey this Order to the Bureau of Prisons and the U.S. Marshal. SO ORDERED. (Signed by Judge John G. Koeltl on 12/2/2010)(dnd) (Entered: 12/03/2010) |
| 12/03/2010 | 81 | Waiver of Appearance: As to Arthur G. Nadel. I waive any further appearances, including any conferences or hearings in connection with the restitution order. (dnd) (Entered: 12/03/2010) |
| 12/03/2010 | 83 | NOTICE OF APPEAL by Arthur G. Nadel from 82 Judgment. (tp) (Entered: 12/08/2010) |
| 12/03/2010 | | Appeal Remark as to Arthur G. Nadel re: 83 Notice of Appeal - Final Judgment. NO FEE. FEDERAL DEFENDERS OF NEW YORK, INC. (tp) (Entered: 12/08/2010) |
| 12/03/2010 | | Judgment entered in money judgment book as #10,2170 as to Arthur G. Nadel in the amount of \$ 174931811.07, re: 82 Judgment. (ml) (Entered: 12/14/2010) |
| 12/06/2010 | 82 | JUDGMENT: As to Arthur G. Nadel (1), Count(s) 1-6, 7, 8-15, Imprisonment: 168 months, to run concurrently on counts 1 through 15. Supervised Release: 3 years to run concurrently on counts 1 through 15. The court makes the following recommendations to the Bureau of Prisons: That the defendant be incarcerated at FMC Butner, North Carolina. The drug testing condition is suspended, based on the court's determination that the defendant poses a low risk of future substance abuse. The defendant shall not possess a firearm, ammunition, destructive device, or any other dangerous weapon. The defendant shall cooperate in the collection of DNA as directed by the probation officer. The defendant is to adhere to the Additional Supervised Release terms as indicated on page 3a of this document. The defendant is to pay an assessment fee of \$1,500.00 as a lump sum payment due immediately. Restitution in the amount of \$174,930,211.07 shall be payable at the rate of 10% of the defendant's gross monthly income, to begin 30 days after the defendant's release from incarceration. The defendant shall forfeit the defendant's interest in the following property to the United States:\$162 million in U.S. currency. The specified Property in the attached order of forfeiture. (Signed by Judge John G. Koeltl on 12/3/2010)(dnd) (Entered: 12/06/2010) |
| 12/08/2010 | | Transmission of Notice of Appeal and Certified Copy of Docket Sheet as to Arthur G. Nadel to US Court of Appeals re: 83 Notice of Appeal - Final Judgment. (tp) (Entered: 12/08/2010) |

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| 12/08/2010 | | Appeal Record Sent to USCA (Electronic File). Certified Indexed record on Appeal Electronic Files as to Arthur G. Nadel re: 83 Notice of Appeal - Final Judgment, 71 Sentencing Memorandum, 74 Sentencing Memorandum, 51 Order, Set Deadlines/Hearings, 72 Sentencing Memorandum, 32 Order, 21 MOTION for Bond, 22 Memorandum in Support of Motion, 36 Order, Set Hearings, 78 Order, 70 Order, Set Hearings, 46 Order to Continue - Speedy Trial, Set Hearings, 26 Order, 38 MOTION to Modify Conditions of Release, 79 Order, 25 Reply Memorandum of Law in Support of Motion, 75 Response, 57 Order, Set Hearings, 31 Order, Set Deadlines/Hearings, 56 Endorsed Letter, Set Deadlines/Hearings, 62 Sentencing Memorandum, 66 Endorsed Letter, 35 Order to Continue - Speedy Trial, Set Hearings, 28 Order to Continue - Speedy Trial, Set Hearings, 43 Order to Continue - Speedy Trial, Set Hearings, 44 Response to Motion, 39 Order to Continue - Speedy Trial, Set Hearings, 82 Judgment, 73 Sentencing Memorandum, 30 Order, 5 MOTION to Remand <i>Arthur G. Nadel</i> , 81 Remark, 77 Order, 53 Endorsed Letter, Set Deadlines/Hearings, 42 Endorsed Letter, Set Deadlines/Hearings, 76 Sentencing Memorandum, 19 Order to Continue - Speedy Trial, Set Deadlines/Hearings, 49 Order, Set Hearings, 68 Sentencing Memorandum, 63 Order, Set Hearings, 80 Order, 18 Indictment, 64 Sentencing Memorandum, 52 Endorsed Letter, Set Deadlines/Hearings, 20 Endorsed Letter, Set Deadlines/Hearings, 59 Order, Set Deadlines/Hearings, 69 Order, Set Deadlines/Hearings, 24 Memorandum in Opposition to Motion, 40 Endorsed Letter, 29 Reply to Response to Motion, 67 Order, Set Hearings were transmitted to the U.S. Court of Appeals. (tp) (Entered: 12/08/2010) |
| 12/14/2010 | 84 | SEALED DOCUMENT placed in vault. (cb) (Entered: 12/14/2010) |
| 03/09/2011 | 85 | MANDATE of USCA (certified copy) as to Arthur G. Nadel re: 83 Notice of Appeal - Final Judgment, USCA Case Number 10-5001-cr. The parties have filed a stipulation withdrawing the appeal with prejudice pursuant to FRAP 42. The stipulation hereby so ordered. Catherine O'Hagan Wolfe, Clerk USCA for the Second Circuit, Clerk USCA. Issued As Mandate: 03/08/2011. (nd) (Entered: 03/09/2011) |
| 06/15/2011 | 86 | MOTION for Kelly R. Melchiondo to Appear Pro Hac Vice. Document filed by Wells Fargo Bank, N.A. as to Arthur G. Nadel. (pgu) (Entered: 06/17/2011) |
| 06/15/2011 | 87 | MOTION for Ana T. Barnett to Appear Pro Hac Vice. Document filed by Wells Fargo Bank, N.A. as to Arthur G. Nadel. (pgu) (Entered: 06/17/2011) |
| 06/20/2011 | 88 | ORDER granting 87 Motion for Ana T. Barnett to Appear Pro Hac Vice as to Arthur G. Nadel (1). (Signed by Judge John G. Koeltl on 6/19/2011) (ja) (Entered: 06/20/2011) |
| 06/20/2011 | 89 | ORDER granting 86 Motion for Kelly R. Melchiondo to Appear Pro Hac Vice as to Arthur G. Nadel (1). (Signed by Judge John G. Koeltl on 6/19/2011) (ja) (Entered: 06/20/2011) |
| 06/21/2011 | | CASHIERS OFFICE REMARK as to Arthur G. Nadel on 86 Motion to Appear Pro Hac Vice, 87 Motion to Appear Pro Hac Vice in the amount of \$50.00, paid on 06/15/2011, Receipt Number 9347. (jd) (Entered: 06/21/2011) |
| 06/24/2011 | 90 | THIRD PARTY MOTION for Hearing to <i>Adjudicate the Interest of Wells Fargo Bank</i> . Document filed by Wells Fargo Bank, N.A. as to Arthur G. Nadel. (Melchiondo, Kelly) (Entered: 06/24/2011) |
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| 07/02/2011 | 91 | AMENDED PETITION IN RESPONSE TO FORFEITURE ORDER by Wells Fargo Bank, N.A. as to Arthur G. Nadel re: 90 THIRD PARTY MOTION for Hearing to Adjudicate the Interest of Wells Fargo Bank. filed by Wells Fargo Bank, N.A. <i>Corrected Verified Petition (Attaching Exhibits Inadvertently Omitted)</i> . (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(Melchiondo, Kelly) (Entered: 07/02/2011) |
| 02/03/2012 | 92 | ORDER as to Arthur G. Nadel. A verified petition was filed in this case on July 2, 2011 by Wells Fargo Bank, N.A., to adjudicate its alleged interest in a North Carolina property that is subject to this Court's Order of Forfeiture. The Government should respond to the petition by February 10, 2012. The Court notes that there is a proceeding in the Middle District of Florida that relates to the property at issue. In its response, the Government should address where it believes the status of the property should be adjudicated. SO ORDERED. (Signed by Judge John G. Koeltl on 2/3/2012) (bw) (Entered: 02/03/2012) |
| 02/14/2012 | 93 | STIPULATION AND ORDER as to Arthur G. Nadel: The Preliminary Order of Forfeiture/Final Order of Forfeiture as to Defendant's Interest in Specific Property is vacated as to the Laurel Mountain Preserve Property, as further set forth within. (Signed by Judge John G. Koeltl on 2/10/2012) (ab) (Entered: 02/14/2012) |
| 02/14/2012 | 94 | ENDORSED LETTER as to Arthur G. Nadel addressed to Judge John G. Koeltl, from Jeffrey Alberts, AUSA, dated 2/20/2010, re: in response to a verified petition filed by Wells Fargo Bank, N.A. ("Wells Fargo"), as this Court directed in an Order entered February 3, 2012 (the "Order"). Wells Fargo's petition concerns a North Carolina property listed in a preliminary order of forfeiture in this case.... Entry of the enclosed proposed stipulation and order would vacate the Government's assertion of an interest in the North Carolina property as property subject to forfeiture. The Government is not aware of any reasons for the status of the property to be further adjudicated before this Court. -- Judge endorsed: The Court has signed the Stipulation. However, the Court notes that any papers in this case should always be copied to defendant's counsel. So ordered. (Signed by Judge John G. Koeltl on 2/10/2012)(ja) (Entered: 02/14/2012) |
| 02/29/2012 | 95 | FIRST MOTION to Vacate <i>Preliminary Order of Forfeiture as to Specific Properties</i> . Document filed by USA as to Arthur G. Nadel. (Attachments: # 1 Exhibit Receiver's Tenth Interim Report, # 2 Exhibit Receiver's Distribution Motion without Exhibits, # 3 Exhibit Proposed Order)(Alberts, Jeffrey) (Entered: 02/29/2012) |